

COMMONWEALTH OF PENNSYLVANIA

GAMING CONTROL BOARD

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MEETING

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BEFORE: MEMBERS OF THE BOARD:

DAVID M. BARASCH, CHAIRMAN

Richard G. Jewell

Obra S. Kernodle, IV

Sean Logan

Kathy M. Manderino,

Merritt C. Reitzel

Dante Santoni, Jr.

EX-OFFICIO MEMBERS/DESIGNEES IN ATTENDANCE:

Fred Strathmeyer, Designee, Department of
Agriculture

Sue Leighton, Designee, Department of
Revenue

Jennifer Langan, Designee, Pennsylvania
Treasury

MEETING: Wednesday, May 30, 2018, 10:45 a.m.

Reporter: Cynthia Piro-Simpson

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LOCATION: Pennsylvania Gaming Control Board
Strawberry Square Complex
Fifth Floor
Harrisburg, PA 17101

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PA GAMING CONTROL BOARD EXECUTIVE STAFF WHO APPEARED
BEFORE THE BOARD:

- KEVIN O'TOOLE, Executive Director
- DANETTE BIXLER-GEORGE, Director, Human Resources
- R. DOUGLAS SHERMAN, Esquire, Chief Counsel
- STEPHEN COOK, Esquire, Deputy Chief Counsel
- LAURA BURD, Esquire, Senior Enforcement Counsel
- SUSAN HENSEL, Director, Bureau of Licensing
- CYRUS PITRE, Chief Enforcement Counsel

OFFICE OF ENFORCEMENT COUNSEL - ALSO PRESENTING:

- ASHLEY GABRIELLE, ESQUIRE
Assistant Enforcement Counsel
- TAMARA HAKEN, ESQUIRE
Assistant Enforcement Counsel
- SARAH KOLESAR, ESQUIRE
Assistant Enforcement Counsel
- DUSTIN MILLER, ESQUIRE
Senior Enforcement Counsel
- MICHAEL ROLAND, ESQUIRE
Assistant Enforcement Counsel
- DAVID TEPPER, ESQUIRE
Assistant Enforcement Counsel

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A P P E A R A N C E S (cont.)

PA Gaming Control Board
P.O. Box 69060
Harrisburg, PA 17106-9060
Counsel for the Pennsylvania Gaming Control Board

ALSO PRESENT WERE:

Alex Hvizda, Compliance Manager, Hollywood Casino
Dan Ihm, Vice President and General Manager, Hollywood
Casino

PUBLIC HEARING:

A public hearing was held prior to the start of the
Board's regularly scheduled public meeting regarding
Sands Bethworks Gaming, LLC's License Renewal.

PRESENT FOR PUBLIC HEARING:

MICHAEL MAGAZZU, Vice President and General Manager,
Sands Bethworks Gaming, LLC
BRIAN CARR, President and Chief Operating Officer,
Sands Bethworks Gaming, LLC

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CHAIRMAN: By way of announcements the Board held an executive session yesterday, May 29th, to discuss personnel matters and to conduct quasi-judicial deliberations relating to matters that are being considered today by the Board.

Next we have consideration of a motion to approve the minutes of the April 4th meeting. Do I have a motion?

MR. SANTONI: Mr. Chairman, I move that the Board approve the minutes of the April 4th, 2018 meeting.

MR. JEWELL: Second.

CHAIRMAN: All in favor?

AYES RESPOND

CHAIRMAN: All opposed? The motion's adopted. Executive Director's report. Kevin?

ATTORNEY O'TOOLE: Good morning, Chairman Barasch. Good morning members of the Board. For today's Executive Director Report, I would like to address sports wagering and the initial step that needs to be accomplished by the Gaming Control Board. In order to move forward in the process for Pennsylvania casinos to be able to offer this new

1 gaming initiative to players in Pennsylvania.

2 To comply with Section 13C 11B, the
3 Board shall publish a notice in the Pennsylvania
4 Bulletin announcing that federal law now authorizes a
5 state to regulate sports wagering. On May 14th, 2018
6 the Supreme Court of the United States issued an
7 opinion in Murphy, et al. versus NCAA, et al., which
8 provides authorization for states such as Pennsylvania
9 to regulate sports wagering within the Commonwealth.

10 Additionally, temporary regulations
11 will be - will be presented to the Board in just a few
12 minutes, which if approved by the Board will begin the
13 process to regulate sports wagering activity.

14 At this time, Chairman, I request a
15 motion to publish a notice in the Pennsylvania
16 Bulletin.

17 CHAIRMAN: Thank you. May I have a
18 motion?

19 MR. JEWELL: Mr. Chairman, I move that
20 the Board publish a notice in the Pennsylvania
21 Bulletin announcing that the United States Supreme
22 Court, in the case of Murphy, et al. versus NCAA, et
23 al. struck down the Professional and Amateur Sports
24 Protection Act, thereby allowing for the legalization
25 of sports wagering in the Commonwealth of

1 Pennsylvania.

2 MR. KERNODLE: Second it.

3 CHAIRMAN: All in favor?

4 AYES RESPOND

5 CHAIRMAN: All opposed? The motion's
6 adopted. Anything else, Kevin, or is that -?

7 ATTORNEY O'TOOLE: No. Thank you,
8 Chairman.

9 CHAIRMAN: In conjunction with the
10 Board moving forward with developing a comprehensive
11 system of regulations to govern sports wagering, I'd
12 like to announce the Board will be accepting comments
13 from any and all interested entities or persons
14 relating to concerns or items which those persons
15 believe the Board should take into consideration as we
16 promulgate our temporary regulations.

17 Any matters submitted to the Board for
18 its consideration in regard to these regulations
19 should be submitted to the Board's Secretary, Pam
20 Lewis, by June 15th, 2018.

21 Upon receipt, the Board will place all
22 comments received on its public website.

23 Now we will hear from Danette
24 Bixler-George, head of HR, regarding personnel
25 matters. Good morning, Danette.

1 MS. BIXLER-GEORGE: Good morning.
2 Good morning, Chairman. Good morning Board members.
3 The Office of Human Resources has one motion for your
4 consideration today relative to the hiring of three
5 individuals. First, Rashard Riley Bramble has been
6 selected as a Casino Compliance Representative at the
7 Mount Airy Casino under the Bureau of Casino
8 Compliance.

9 Mr. Bramble has completed the
10 interview process, background check and drug
11 screening, and is recommended for hire by Director of
12 Casino Compliance Gerald Stoll.

13 Second is Samantha Layard, who has
14 been selected as an Investigator in the BIE. She has
15 completed the interview process, background check and
16 drug screening, and is recommended for hire by the
17 BIE's Deputy Director, Michelle Ceo.

18 And finally, Nicki Philby has been
19 selected as a Licensing technician in the Bureau of
20 Licensing. She, too, has completed the interview
21 process, background check and drug screening and is
22 recommended for hire by the Director of Licensing
23 Susan Hensel.

24 Unless you have any questions, I ask
25 that the Board consider a motion to approve the hiring

1 actions as indicated.

2 CHAIRMAN: Thank you. Any questions
3 or comments from - from the Board on this matter?
4 Hearing none, may I have a motion?

5 MR. KERNODLE: Mr. Chairman, I move
6 that the Board approve the applicants for hire as - as
7 posed by the Human Resource Director.

8 MR. LOGAN: Second.

9 CHAIRMAN: Thank you. All in favor?

10 AYES RESPOND

11 CHAIRMAN: All opposed? The motion's
12 adopted. Thank you.

13 MS. BIXLER-GEORGE: Thank you.

14 CHAIRMAN: Doug Sherman, Chief
15 Counsel.

16 ATTORNEY SHERMAN: Good morning,
17 Chairman, members of the Board. Our first agenda item
18 relates to a temporary regulation, which has been
19 provided to the Board in advance of this meeting.
20 Senior Counsel, Laura Burd is here to present that
21 temporary regulation, which pertains to the topic of
22 sports wagering for your consideration. And as Laura
23 will explain, this is the first and probably most
24 basic regulation to come.

25 We anticipate that many more will be

1 coming over the next two or three meetings to give you
2 a comprehensive set.

3 ATTORNEY BURD: Good morning, Chairman
4 and members of the Board. Our next agenda item are
5 temporary regulations related to sports wagering,
6 Number 125-216. The Office of Chief Counsel (OCC)
7 presents for the Board's consideration this
8 regulation, which will begin the process of
9 implementing sports wagering in the Commonwealth.

10 This packet contains definitions
11 related to sports wagering in the Commonwealth
12 including the types of licenses that will be required
13 to participate in the industry.

14 Also included in this packet are the
15 requirements for slot machine Licensees to file
16 petitions with the Board to require - to acquire a
17 sports wagering certificate. The Board will begin
18 accepting these petitions upon adoption of these
19 regulations.

20 In mid-June the Board will begin
21 accepting applications for related entities, which
22 will be involved in implementing sports wagering in
23 conjunction with sports slot machine Licensees.

24 I'd be happy to answer any questions
25 you have relative to this regulatory packet. If not,

1 I'd ask for a motion to approve Temporary Regulation
2 125-216.

3 CHAIRMAN: Thanks, Laura. Questions
4 or comments from the Board? Hearing none, may I have
5 a motion?

6 MR. LOGAN: Mr. Chairman, I move that
7 the Board approve Temporary Regulation 125-216, as
8 described by the OCC.

9 MS. MANDERINO: Second.

10 CHAIRMAN: All in favor?

11 AYES RESPOND

12 CHAIRMAN: All opposed? Motion's
13 adopted. Thank you.

14 ATTORNEY SHERMAN: Next the Board has
15 five petitions before it for consideration. All of
16 the petitions can be decided based upon the record by
17 agreement of the parties.

18 In each of the matters, the Board has,
19 in advance of this meeting, been provided with the
20 full evidentiary record and all documents filed within
21 the Hearings and Appeals docket.

22 The first petition is that of the
23 OEC's request to place William Forte on the
24 Involuntary Exclusion List.

25 On February 25th, 2017, while at Sands

1 Casino, Mr. Forte was confronted by security, based
2 upon his conduct, was escorted to the main entrance.
3 And while the - while the State Police were called -.
4 While waiting for the State Police, Mr. Forte
5 physically accosted a Sands' employee. And as a
6 result, he was arrested and criminally charged with
7 assault, public drunkenness and related offenses.

8 Mr. Forte was subsequently admitted
9 into an Accelerated Rehabilitative Disposition Program
10 for a three-month period and permanently evicted from
11 the Sands Casino. A hearing in the matter was
12 scheduled, however, Mr. Forte subsequently withdrew
13 his request for a hearing. The matter is now
14 appropriate for the Board to decide based upon the
15 documents of record.

16 CHAIRMAN: Thank you. Any questions
17 or comments from the Board? May I have a motion?

18 MS. MANDERINO: Mr. Chairman, I move
19 the Board approve the petition placing William Forte
20 on the PGCB Involuntary Exclusion List, as described
21 by the OCC.

22 MS. REITZEL: Second.

23 CHAIRMAN: All in favor?

24 AYES RESPOND

25 CHAIRMAN: All opposed? Motion's

1 adopted.

2 ATTORNEY SHERMAN: The next petition
3 before the Board is Ewa Durma's petition for removal
4 from the Involuntary Exclusion List.

5 On July 12th, 2017 the Board placed
6 Ms. Durma on the Involuntary Exclusion List after it
7 was shown that while gaming at Parx a year earlier in
8 2016, she capped her wagers on several occasions,
9 resulting her - in her winning \$55, to which she was
10 not entitled.

11 She was charged criminally and
12 subsequently admitted into an ARD Program, directed to
13 make restitution to Parx and to perform ten hours of
14 community service.

15 Ms. Durma has indicated that she has
16 completed the ARD Program in December 2017, provided a
17 copy of the Court Order indicating her successful
18 completion, and that all charges have been expunged.

19 Based upon her completion of that
20 program, the fact that the matter involved was a small
21 dollar amount, and OEC's contention that a language
22 barrier may have contributed to the incident in
23 question -. OEC has not objected to the granting of
24 the request from the Exclusion List. And that's the
25 matter now before the Board.

1 CHAIRMAN: Questions or comments from
2 the Board? May I have a motion?

3 MS. REITZEL: Mr. Chairman, I move
4 that the Board approve Ewa Durma's petition to removal
5 from the PGCB Involuntary Exclusion List as described
6 by the OCC.

7 MR. SANTONI: Second.

8 CHAIRMAN: All in favor?

9 AYES RESPOND

10 CHAIRMAN: All opposed? Motion's
11 adopted.

12 ATTORNEY SHERMAN: Natalie Bono's
13 petition for removal from the Involuntary Exclusion
14 List is the next matter before the Board.

15 On August 2016 Ms. Bono, who was 20
16 years old at the time, attempted to enter Mount Airy
17 Casino by providing a false identification to
18 security. She was not permitted onto the gaming floor
19 and was permanently evicted from Mount Airy.

20 As a result of her actions, the OEC
21 filed a petition requesting that Ms. Bono be placed on
22 the Exclusion List. Subsequently Ms. Bono and OEC
23 entered into a Consent Agreement, in which she would
24 be placed on the list until at least her 22nd
25 birthday, which was April 3rd of his year.

1 Ms. Bono who has indicated is now 22
2 years of age is requesting removal. OEC has no
3 objection and that's the request before the Board.

4 CHAIRMAN: Questions or comments from
5 the Board? May I have a motion?

6 MR. SANTONI: Mr. Chairman, I move
7 that the Board approve Natalie Bono's petition for
8 removal from the PGCB Involuntary Exclusion List as
9 described by the OCC.

10 MR. JEWELL: Second.

11 CHAIRMAN: All in favor?

12 AYES RESPOND

13 CHAIRMAN: All opposed? The motion's
14 adopted.

15 ATTORNEY SHERMAN: Next before the
16 Board is Brittney Glass's request to lift the
17 suspension of her Gaming Employee Occupation Permit.

18 By way of background, Ms. Glass was
19 issued a Gaming Permit on November 9th, 2015, worked
20 as a Table Game Dealer at Harrah's. April 2016 the
21 OEC was notified that Ms. Glass was charged with two
22 felonies and two misdemeanors for involvement in the
23 theft of motor vehicles.

24 Specifically she was involved in a
25 conspiracy with 31 other people to rent motor

1 vehicles, claim they were stolen while rented. And
2 when, in fact, they were retitled and sold. An
3 Emergency Order suspending her permit was signed by
4 the Board's Executive Director in April 2016.

5 A hearing was held at the Board's
6 Office of Hearings and Appeals (OHA) in May of 2016.
7 And the Board subsequently issued an Order in August
8 2016 continuing the suspension of her license.

9 In October of 2016 Ms. Glass filed a
10 petition to lift the suspension of her Gaming Employee
11 Permit. OEC objected. A hearing was held and
12 ultimately the Board determined to continue the
13 suspension until such time as she completed -
14 successfully completed an ARD Program.

15 On May 1st of this year Ms. Glass
16 filed another petition requesting the Board lift the
17 suspension, and has provided documentation showing
18 that she completed the ARD Program and that her
19 criminal record was expunged. Based upon that OEC has
20 not objected to the request and that matter is now
21 ready for the Board's decision.

22 CHAIRMAN: Questions or comments from
23 the Board? May I have a motion?

24 MR. JEWELL: Mr. Chairman, I move that
25 the Board approve Brittney Glass's request to lift the

1 suspension of her Gaming Employee Occupation Permit as
2 described by the OCC.

3 MR. KERNODLE: Second.

4 CHAIRMAN: All in favor?

5 AYES RESPOND

6 CHAIRMAN: All opposed? Motion's
7 adopted.

8 ATTORNEY SHERMAN: The final petition
9 before the Board today is Joshua Lewis' request for
10 reconsideration of the denial of his Gaming Employee
11 Occupation Permit Renewal Application.

12 By way of background, I'm told Mr.
13 Lewis is in the room today in the event, A, the Board
14 members have any questions. I'll proceed at this
15 point through factual recitation.

16 CHAIRMAN: Give me a second. Should I
17 have Mr. Lewis come forward, so he can comment?

18 ATTORNEY SHERMAN: Normally on a
19 documented - documentary petition, we wouldn't, unless
20 there would be specific questions of the Board.

21 CHAIRMAN: Fair enough. Thank you.

22 ATTORNEY SHERMAN: In May of 2017 Mr.
23 Lewis submitted a renewal application for his Gaming
24 Permit, so as to allow him to continue working as a
25 Surveillance Officer at SugarHouse.

1 In November of 2017 the OEC
2 recommended denial of the application, based on his
3 failure to provide documentation regarding the filing
4 of his 2013 and 2015 federal income tax returns, as
5 well as verification of compliance with Pennsylvania
6 Department of Revenue requirements.

7 After receiving OEC's recommendation
8 for denial Mr. Lewis satisfied the Department of
9 Revenue issue, along with submitting his 2013 federal
10 tax return. However, after being given several
11 opportunities to resolve the 2015 federal tax issue,
12 he was still noncompliant.

13 Therefore on May 2nd, 2018 the Board
14 denied Mr. Lewis' renewal application. After
15 receiving the Order of the Board here in early May,
16 Mr. Lewis provided his 2015 federal tax return.

17 Thereafter the BIE confirmed that Mr.
18 Lewis is now in compliance with IRS tax requirements.
19 As a result, OEC no longer has an objection to the
20 reconsideration of Mr. Lewis' application denial, nor
21 does OEC object to approving his renewal. And that's
22 the matter before the Board.

23 CHAIRMAN: Thank you very much. Does
24 any - before I proceed, does anybody have any
25 questions for Mr. Lewis at this time?

1 Hearing none, may I have a motion?

2 MR. KERNODLE: Mr. Chairman, I move
3 that the Board approve Joshua Lewis' request for
4 reconsideration of his Gaming Employee Occupation
5 Permit Denial and grant renewal of his permit.

6 CHAIRMAN: Thank you.

7 MR. LOGAN: Second.

8 CHAIRMAN: Go ahead. Please proceed.

9 MR. LOGAN: Second.

10 CHAIRMAN: All in favor?

11 AYES RESPOND

12 CHAIRMAN: All opposed? Motion's
13 adopted. Mr. Lewis, I - I believe you are -.

14 Do you still have any need to make
15 comment?

16 MR. LEWIS: Yes. Thank you.

17 CHAIRMAN: You're very welcome.

18 You're very welcome. Very welcome.

19 Excuse me, excuse me. One second, one
20 second. I think there was a comment.

21 MS. MANDERINO: Mr. Lewis, we will
22 expect you to be more timely with presenting us
23 evidence in the future.

24 MR. LEWIS: Yes, ma'am.

25 MS. MANDERINO: Mr. Pitre has a very

1 long memory.

2 MR. LEWIS: Yes. Thank you.

3 CHAIRMAN: Good luck to you, sir.

4 MR. LEWIS: Thanks.

5 ATTORNEY SHERMAN: Next presenting
6 Withdrawals from the Reports and Recommendations is
7 Deputy Chief Counsel Steve Cook.

8 ATTORNEY COOK: Morning. The Board
9 has received unopposed petitions to withdraw
10 applications or surrender their credentials of the
11 following individuals or entities. Raymond J. Poncia,
12 Jr., the Raymond J. Poncia, Jr. Family Trust, Hotel
13 and Casino Management, Inc., Dr. Rosalind Dubs, 5th
14 Column, LLC and CB POC, LLC.

15 The OEC has responded to each of these
16 petitions and has no objection to any of them as a
17 result if the Board were inclined to grant same.
18 Without OEC's objection, you'd be doing so without
19 prejudice to each of the petitioners.

20 CHAIRMAN: Thank you. Any questions
21 or comments from the Board? May I have a motion?

22 MR. LOGAN: Mr. Chairman, I move that
23 the Board issue orders to approve the Withdrawals and
24 surrenders as described by the OCC.

25 MR. MANDERINO: Second.

1 CHAIRMAN: All in favor?

2 AYES RESPOND

3 CHAIRMAN: All opposed? Motion's
4 adopted.

5 ATTORNEY COOK: Next before the Board
6 for consideration are five Reports and Recommendations
7 received from the OHA. These Reports and
8 Recommendations, along with the complete evidentiary
9 record in each matter, have been provided to the Board
10 in advance of this meeting.

11 Additionally, in each case the person
12 that is the subject of the Report and Recommendation
13 have been notified that the Board would be taking
14 their matter up today, and that they can come forward
15 and briefly address the Board, if they so choose.

16 If any of these persons are present
17 and wish to come forward when their matter is called,
18 I'd ask them to do so.

19 The first Report and Recommendation
20 before the Board today pertains to Ian Blackman. On
21 April 10th, 2017 Mr. Blackman filed a Gaming Service
22 Provider Registration Application to be a Poker
23 Consultant at Parx Casino.

24 His role as a consultant would require
25 him to be on the gaming floor at Parx for at least 30

1 hours a week, bringing people into Parx to play poker
2 and helping improve or increase the business in their
3 high limit poker room area.

4 On September 12th, 2017 the Office of
5 Enforcement issued a Notice of Recommendation of
6 denial, indicating that Mr. Blackman is not suitable
7 for a Gaming Service Provider Registration.

8 Specifically in 2009, Mr. Blackman
9 pled guilty to conspiracy to promote gambling for his
10 part in a sports betting ring run out of the poker
11 room at the Borgata Casino in Atlantic City. That
12 occurred during 2006 and 2007.

13 Mr. Blackman requested a hearing,
14 which was held November 1st, 2017. Enforcement
15 Counsel appeared at the - at the hearing offering
16 testimony and documentary evidence about the past
17 criminal conduct by Mr. Blackman.

18 Mr. Blackman also appeared at that
19 hearing and testified on his own behalf. During his
20 testimony he did not deny the facts presented by
21 Enforcement Counsel. Rather he testified to his - to
22 the conduct since his conviction, stating he's
23 completed all the requirements of his sentence. And
24 therefore, just simply wishes to obtain this
25 employment.

1 He further indicated that he was
2 basically naïve relative to his involvement in the
3 Borgata sports betting ring and didn't know that some
4 of what was occurring was illegal. Subsequent to the
5 hearing a Report and Recommendation was issued by the
6 Hearing Officer recommending that - recommending that
7 the Board find Mr. Blackman both eligible and suitable
8 to receive a Gaming Service Provider Registration.

9 Enforcement Counsel filed exceptions
10 to the Report and Recommendation disputing Mr.
11 Blackman's suitability. Upon a review of the matter
12 by the OCC, our office believes that even if Mr.
13 Blackman's Gaming Service Provider application were
14 granted, it would be appropriate for the Board to
15 require that he also obtain a Gaming Employee Permit
16 as he'll be working on the gaming floor interacting
17 with gaming patrons.

18 Because Mr. Blackman is ineligible to
19 receive a Gaming Employee Permit, having a gambling
20 conviction within the past 15 years, it's a statutory
21 prohibition, he would not be eligible to receive that
22 Gaming Permit.

23 And as a result, the OCC believes and
24 recommends to the Board that it would be appropriate
25 to adopt the Findings of Fact in the Report and

1 Recommendation, but deny the request, given Mr.
2 Blackman's requirement that he be licensed as a gaming
3 employee and statutorily ineligible to do it.

4 CHAIRMAN: Thank you. Any questions
5 or comments on this from the Board? Hearing none, may
6 I have a motion?

7 MS. MANDERINO: Mr. Chairman, I move
8 that the Board adopt the Report and Recommendation
9 issued by the OHA regarding Ian Blackman's Gaming
10 Service Provider Registration in part, but not adopt
11 the recommendation of the Hearing Officer approving
12 Mr. Blackman as a Gaming Service Provider, as his
13 duties would also require a Gaming Employee
14 Occupational Permit. And he has a gaming-related
15 criminal conviction within the last 15 years.

16 MS. REITZEL: Second.

17 CHAIRMAN: All in favor?

18 AYES RESPOND

19 CHAIRMAN: All opposed? The motion's
20 adopted.

21 ATTORNEY COOK: Michael Tran's matter
22 is the next Report and Recommendation before the Board
23 today.

24 Mr. Tran was issued a Gaming Employee
25 Occupation Permit in August of 2017, to work as a

1 Table Games Dealer at Harrah's Philadelphia. On
2 February 21st, 2018 the OEC filed a request for an
3 Emergency Suspension of Mr. Tran's Gaming Permit after
4 receiving notice that he'd charged with numerous
5 criminal offenses stemming from his participation in a
6 cheating scheme at the SugarHouse Casino.

7 Specifically, Tran, while a patron at
8 SugarHouse - he worked at Harrah's, but he was a
9 patron at SugarHouse, conspired with Brittany Holmes,
10 a Table Games Dealer at SugarHouse, to cheat while
11 playing Mini-Baccarat. When Mr. Tran would lose a
12 wager, Ms. Holmes would not collect the losing wager
13 and surveillance showed that over a 14 - 14-day period
14 of time Mr. Holmes failed - Ms. Holmes failed to
15 collect approximately \$56,000 of losing wagers from
16 Mr. Tran, depriving SugarHouse of that revenue.

17 As a result of these allegations, the
18 Board's Executive Director issued an Emergency Order
19 suspending Mr. Tran's Gaming Permit. A hearing in
20 this matter was held on March 13th, 2018, pursuant to
21 the Board's regulations. The OEC appeared at that
22 hearing offering testimony and evidence of the scheme
23 that I just outlined.

24 Mr. Tran did not attend that hearing,
25 and therefore, no mitigating evidence was put into the

1 record. And based upon the evidence received, the
2 Hearing Officer recommends that Mr. Tran's suspension
3 remain in effect.

4 CHAIRMAN: Questions or comments from
5 the Board? May I have a motion?

6 MR. SANTONI: Mr. Chairman, I move
7 that the Board adopt the Report and Recommendation
8 issued by the OHA regarding the suspension of Michael
9 Tran's Gaming Employee Occupation Permit as described
10 by the OCC.

11 MR. JEWELL: Second.

12 CHAIRMAN: All in favor?

13 AYES RESPOND

14 CHAIRMAN: All opposed? Motion's
15 adopted.

16 ATTORNEY COOK: The next matter
17 pertains to a request for removal from the Self-
18 Exclusion List. Pursuant to the Findings of Fact in
19 the Report and Recommendation issued in this matter on
20 August 6th, 2016 an individual with the initials J.B.
21 entered Sands Bethworks and requested to be placed on
22 the Self-Exclusion List for a period of five years.

23 A Board Casino Compliance
24 Representative who placed J.B. on the list testified
25 at - at the hearing that was held in this matter that

1 he conducted the mandatory interview of J.B. and
2 completed all of the required paperwork and
3 procedures.

4 The Casino Compliance Representative
5 further testified that J.B. did not appear to be under
6 the influence of alcohol or drugs, and did not appear
7 to be coerced into placing himself on the list.

8 Furthermore, put into the record was a
9 signed acknowledgment form, whereby J.B. selected a
10 five year self-exclusion term. At the hearing J.B.
11 testified that at the time he was suffering from an
12 alcohol addiction and that played a part in his
13 decision to place himself on the list. And he now
14 wished to remove himself from the list, although five
15 years have not yet passed.

16 Ultimately the Hearing Officer issued
17 a Report and Recommendation recommending that J.B.
18 remain on the list for the duration of the five-year
19 term he selected. And that is the recommendation
20 before the Board.

21 CHAIRMAN: Questions or comments from
22 the Board? May I have a motion?

23 MR. JEWELL: Mr. Chairman, I move that
24 the Board adopt the Report and Recommendation issued
25 by the OHA regarding J.B.'s petition for removal from

1 the Voluntary Self-Exclusion List as described by the
2 OCC.

3 MR. KERNODLE: Second.

4 CHAIRMAN: All in favor?

5 AYES RESPOND

6 CHAIRMAN: All opposed? The motion's
7 adopted.

8 ATTORNEY COOK: Karim Andrews Report
9 and Recommendation is the next matter before the Board
10 today.

11 In September of 2017 Mr. Andrews
12 submitted his application to work as a Shipping/
13 Receiving Attendant at the Valley Forge Casino, which
14 requires a Non-Gaming Registration, as he can come
15 into contact with gaming-related devices while working
16 on the - in the shipping and receiving area.

17 On October 29th, 2017 the OEC issued a
18 notice recommending denial of Mr. Andrews' application
19 based upon his criminal record and fees owed to the
20 court from several drug-related convictions. Mr.
21 Andrews disclosed five arrests on his applications,
22 all of which were drug-related offenses and some of
23 which were felony charges.

24 He later amended his application to
25 include nine additional arrests, which did not result

1 in convictions. A hearing was held on February 13th,
2 2018. The OEC appeared, offering testimony,
3 documentary evidence. Mr. Andrews also appeared and
4 testified on his own behalf.

5 Mr. - Mr. Andrews acknowledged being
6 incarcerated for 33 months as a result of his criminal
7 conduct. And also it indicated and put into the
8 record documentation showing that he successfully
9 completed his prison sentence, several programs,
10 rehabilitative programs, while incarcerated, as well
11 as successfully completing his parole, which included
12 outpatient drug treatment.

13 Mr. Andrews testified that during his
14 incarceration he obtained a GED and participated in
15 numerous programs. He further testified that after he
16 was released from prison he obtained an automotive
17 technician degree and has been working at Valley Forge
18 for the past four years in the - in an unlicensed
19 position, back of house in the kitchen area.

20 It was - it was - it was his hope that
21 in securing this new position, which had a higher wage
22 that he would be able to improve his income and better
23 support his family.

24 After taking all of the evidence into
25 consideration, the Hearing Officer issued a Report and

1 Recommendation recommending that, in fact, Mr.
2 Andrews' permit be approved - registration be approved
3 and he be issued a Non-Gaming Registration.

4 CHAIRMAN: Questions or comments from
5 the Board? May I have a motion?

6 MR. KERNODLE: Mr. Chairman, I move
7 that the Board adopt the Report and Recommendation
8 issued by the OHA regarding Karim Andrews Non-Gaming
9 Employee Registration described by the OCC.

10 MR. LOGAN: Second.

11 CHAIRMAN: All in favor?

12 AYES RESPOND

13 CHAIRMAN: All opposed? The motion's
14 adopted.

15 ATTORNEY COOK: The final Report and
16 Recommendation before the Board today pertains to
17 Patrick Mullin.

18 In August of 2017 Mr. Mullin submitted
19 his Gaming Employee Occupation Permit seeking work as
20 a Security Officer at the Mohegan Sun Pocono Casino.
21 On December 8th, 2017 the OEC issued a notice
22 recommending denial of Mr. Mullin's application due to
23 a 2006 conviction.

24 Specifically Mr. Mullin was charged
25 with misdemeanor bank larceny, after he opened a

1 credit card in his brother's name, utilized the credit
2 card and accrued a balance in excess of \$6,000. As a
3 result of that conduct and conviction, he was
4 sentenced to probation. He was ultimately released
5 early from his probation after fulfilling all of the
6 requirements.

7 Mr. Mullin requested a hearing and it
8 was held on February 14th, 2018. The OEC attended the
9 hearing and put it in documentary evidence relative to
10 Mr. Mullin's conviction. While - Mr. Mullin testified
11 that he believes he is suitable for a Gaming Employee
12 Permit. And put into the record to support that
13 contention recommendations and character references
14 from the Mayor of his hometown, which I believe is
15 Sugar Notch, Pennsylvania, employee performance review
16 and character reference from a former work supervisor
17 at the Pennsylvania Department of Transportation where
18 he was employed for 33 years.

19 And also Mr. Mullin at that hearing
20 expressed remorse for his - his conduct and also
21 outlined that he is taking care of a relative who has
22 a family illness, and as a result sought this
23 employment and overnight work hours, so he could be at
24 home at - during the day.

25 Upon hearing all the evidence

1 presented, the Hearing Officer issued a Report and
2 Recommendation recommending that Mr. Mullin be issued
3 a Gaming Permit notwithstanding OEC's objection.

4 CHAIRMAN: Questions or comments from
5 the Board? May I have a motion?

6 MR. LOGAN: Mr. Chairman, I move that
7 the Board move to adopt the Report and Recommendation
8 issued by the OHA regarding Patrick Mullin's Gaming
9 Employee Occupation Permit as described by the OCC.

10 MS. MANDERINO: Second.

11 CHAIRMAN: All in favor?

12 AYES RESPOND

13 CHAIRMAN: All opposed? The motion's
14 adopted.

15 ATTORNEY SHERMAN: And that concludes
16 the matters of OCC.

17 CHAIRMAN: Thank you, gentlemen. Sue
18 Hensel, Director of the Bureau of Licensing.

19 ATTORNEY HENSEL: Thank you, Chairman
20 Barasch and members of the Board. Before the Board
21 today will be one slot machine operator license
22 renewal, two video gaming terminal manufacturers, one
23 video gaming terminal supplier, one principal
24 affiliate, 703 Principal Key Gaming and Non-Gaming
25 Employee applicants and 3 gaming-related gaming

1 service provider qualifier applicants.

2 In addition there will be the
3 consideration of 9 Gaming Service Providers.

4 The first mater for your consideration
5 is the renewal of the Sands Bethworks Gaming, LLC
6 Category II Slot Machine Operator License. The
7 licensing renewal process for this entity is now
8 complete.

9 In addition the BIE has finished its
10 investigation and the Bureau of Licensing has provided
11 you with the background investigation and suitability
12 report. I have provided you with a Draft Order and
13 ask that the Board consider the Order to renew the
14 Category II License for Sands Bethworks Gaming, LLC.

15 CHAIRMAN: Thank you.

16 ATTORNEY PITRE: Enforcement Counsel
17 has no objection.

18 CHAIRMAN: Thank you. Questions or
19 comments from the Board? Hearing none, may I have a
20 motion?

21 MS. MANDERINO: Mr. Chairman, I move
22 that the Board grant the renewal of Sands Bethworks
23 Gaming, LLC's Category II License as described by the
24 Bureau of Licensing.

25 MS. REITZEL: Second.

1 CHAIRMAN: All in favor?

2 AYES RESPOND

3 CHAIRMAN: All opposed? Motion's
4 adopted.

5 ATTORNEY HENSEL: Next is
6 consideration of Video Gaming Terminal, or VGT,
7 manufacturer and Supplier Licenses. We have two
8 manufacturers and one supplier applicant.

9 The manufacturer applicants are IGT
10 and Novomatic Gaming Industries GmbH. The supplier
11 applicant is Novomatic Americas Sales. Each company
12 is currently licensed in good standing with the Board.

13 Under the Gaming Act the Board may use
14 an abbreviated process to consider the application of
15 an already licensed manufacturer or supplier.

16 The OEC, the BIE and the Bureau of
17 Licensing have reviewed the applications and the
18 status of these companies as Licensees with the Board
19 and I've provided you with the results of those
20 reviews.

21 I have provided you with draft orders
22 for the applicants and ask that you consider the
23 companies for licensure, beginning with the applicants
24 for VGT Manufacturer Licenses, IGT and Novomatic
25 Gaming Industries, GmbH.

1 ATTORNEY PITRE: Enforcement Counsel
2 has no objection.

3 CHAIRMAN: Thank you. Questions or
4 comments from the Board? May I have a motion?

5 MS. REITZEL: Mr. Chairman, I move
6 that the Board grant the Video Gaming Terminal
7 Manufacturer Licenses as described by the Bureau of
8 Licensing.

9 MR. SANTONI: Second.

10 CHAIRMAN: All in favor?

11 AYES RESPOND

12 CHAIRMAN: All opposed? The motion's
13 adopted.

14 ATTORNEY HENSEL: I next ask for your
15 consideration of the Order for a VGT Supplier License
16 for Novomatic Americas Sales, LLC.

17 ATTORNEY PITRE: Enforcement Counsel
18 has no objection.

19 CHAIRMAN: Questions or comments from
20 the Board? May I have a motion?

21 MR. SANTONI: Mr. Chairman, I move
22 that the Board grant the Video Gaming Terminal
23 Supplier License as described by the Bureau of
24 Licensing.

25 MR. JEWELL: Second.

1 CHAIRMAN: All in favor?

2 AYES RESPOND

3 CHAIRMAN: All opposed? Motion's
4 adopted.

5 ATTORNEY HENSEL: In addition for your
6 consideration is a Principal Affiliate Application for
7 Franchise Merger Sub, Inc. Franchise Merger Sub, Inc.
8 is a Delaware corporation created to facilitate Penn
9 National Gaming, Inc.'s acquisition of Pinnacle
10 Entertainment, Inc.

11 I have provided you with the
12 background investigation and suitability report for
13 the company, and ask that you consider a motion
14 approving the licensure of Franchise Merger Sub, Inc.

15 ATTORNEY PITRE: Enforcement Counsel
16 has no objection.

17 CHAIRMAN: Questions or comments from
18 the Board? May I have a motion?

19 MS. REITZEL: Mr. Chairman, I move
20 that the Board grant the Principal Affiliate License
21 for Franchise Merger Sub, Inc. as described by the
22 Bureau of Licensing.

23 MR. SANTONI: Second.

24 CHAIRMAN: All in favor?

25 AYES RESPOND

1 CHAIRMAN: All opposed? The motion's
2 adopted.

3 ATTORNEY HENSEL: Next is approval of
4 Principal and Key Employee and gaming-related Gaming
5 Service Provider Licenses and qualifications. Prior
6 to this meeting the Bureau of Licensing provided you
7 with a Proposed Order for four Principals, three Key
8 Employees and three gaming-related Gaming Service
9 Provider qualifiers, including an affiliate. I ask
10 that the Board consider the Order approving these
11 licenses and qualifications.

12 ATTORNEY PITRE: Enforcement Counsel
13 has no objection.

14 CHAIRMAN: Questions or comments from
15 the Board? May I have a motion?

16 MR. JEWELL: Mr. Chairman, I move that
17 the Board grant the Principal and Key Employee and
18 gaming-related GSP Affiliate and qualifiers as
19 described by the Bureau of Licensing.

20 MR. KERNODLE: Second.

21 CHAIRMAN: All in favor?

22 AYES RESPOND

23 CHAIRMAN: All opposed? The motion's
24 adopted.

25 ATTORNEY HENSEL: Also there are

1 Temporary Principal and Key Employee Licenses. Prior
2 to this meeting the Bureau of Licensing provided you
3 with an Order regarding the issuance of temporary
4 licenses for one Principal and seven Key Employees. I
5 ask that the Board consider the Order approving these
6 licenses.

7 ATTORNEY PITRE: Enforcement Counsel
8 has no objection.

9 CHAIRMAN: Questions or comments from
10 the Board? May I have a motion?

11 MR. KERNODLE: Mr. Chairman, I move
12 that the Board grants a Temporary Principal and Key
13 Employee Accreditations described by the Bureau of
14 Licensing.

15 MR. LOGAN: Second.

16 CHAIRMAN: All in favor?

17 AYES RESPOND

18 CHAIRMAN: All opposed? Motion's
19 adopted.

20 ATTORNEY HENSEL: In addition, there
21 are Gaming Permits and Non-Gaming Registrations.
22 Prior to this meeting the Bureau of Licensing provided
23 you with a list of 478 individuals to whom the Bureau
24 has granted Temporary or full Occupation Permits and
25 173 individuals to whom the Bureau has granted

1 registrations under the authority delegated to the
2 Bureau of Licensing. I ask that the Board consider a
3 motion approving the Order.

4 ATTORNEY PITRE: Enforcement Counsel
5 has no objection.

6 CHAIRMAN: Questions or comments from
7 the Board? May I have a motion?

8 MR. LOGAN: Mr. Chairman, I move that
9 the Board grant the Gaming Employee Occupation Permit
10 and Non-Gaming Employee Registrations as described by
11 the Bureau of Licensing.

12 CHAIRMAN: I need a second.

13 MS. MANDERINO: Second.

14 CHAIRMAN: All in favor?

15 AYES RESPOND

16 CHAIRMAN: All opposed? The motion's
17 adopted.

18 ATTORNEY HENSEL: Also for your
19 consideration there was a recommendation of denial for
20 Gaming Service Provider applicant Goldstar Jet Skiing.
21 The Applicant was notified that it was being
22 recommended for denial and failed to request a hearing
23 within the specified time frame.

24 The Bureau of Licensing has provided
25 you with an Order addressing the Applicant who the OEC

1 has recommended for denial. I ask that the Board
2 consider a motion approving the denial.

3 ATTORNEY PITRE: Enforcement Counsel
4 continues to request denial in this matter.

5 CHAIRMAN: Questions or comments from
6 the Board? May I have a motion?

7 MS. MANDERINO: Mr. Chairman, I move
8 the Board deny the Gaming Service Provider Application
9 as described by the Bureau of Licensing.

10 MS. REITZEL: Second.

11 CHAIRMAN: All in favor?

12 AYES RESPOND

13 CHAIRMAN: All opposed? Motion's
14 adopted.

15 ATTORNEY HENSEL: Next are withdrawal
16 requests for Gaming and Non-Gaming Employees. In each
17 case the permit registration is no longer required.

18 For today's meeting I've provided the
19 Board with a list of 27 Gaming and 5 Non-Gaming
20 employee Withdrawals for approval. I ask that the
21 Board consider the Orders approving the list of
22 Withdrawals.

23 ATTORNEY PITRE: Enforcement Counsel
24 has no objection.

25 CHAIRMAN: Questions or comments from

1 the Board? May I have a motion?

2 MS. REITZEL: Mr. Chairman, I move
3 that the Board grant the withdrawal of Gaming and
4 Non-Gaming Employee applications as described by the
5 Bureau of Licensing.

6 MR. SANTONI: Second.

7 CHAIRMAN: All in favor?

8 AYES RESPOND

9 CHAIRMAN: All opposed? Motion's
10 adopted.

11 ATTORNEY HENSEL: Next we have an
12 Order to certify Heritage Flooring, LLC. I ask that
13 the Board consider the Order approving this Gaming
14 Service Provider for certification.

15 ATTORNEY PITRE: Enforcement Counsel
16 has no objection.

17 CHAIRMAN: Questions or comments from
18 the Board? May I have a motion?

19 MR. SANTONI: Mr. Chairman, I move
20 that the Board grant the application for a Gaming
21 Service Provider certification as described by the
22 Bureau of Licensing.

23 MR. JEWELL: Second.

24 CHAIRMAN: All in favor?

25 AYES RESPOND

1 CHAIRMAN: All opposed? Motion's
2 adopted.

3 ATTORNEY HENSEL: For your
4 consideration are Gaming Service Provider
5 Registrations. The Bureau of Licensing provided you
6 with an Order and an attached list of eight registered
7 Gaming Service Provider applicants. I ask that the
8 Board consider the Order registering these Gaming
9 Service Providers.

10 ATTORNEY PITRE: Enforcement Counsel
11 has no objection.

12 CHAIRMAN: Questions or comments from
13 the Board? May I have a motion?

14 MR. JEWELL: Mr. Chairman, I move that
15 the Board grant the applications for Gaming Service
16 Provider registration as described by the Bureau of
17 Licensing.

18 MR. KERNODLE: Second.

19 CHAIRMAN: All in favor?

20 AYES RESPOND

21 CHAIRMAN: All opposed? The motion's
22 adopted.

23 ATTORNEY HENSEL: That concludes the
24 matters of the Bureau of Licensing.

25 CHAIRMAN: Thank you, Susan. Next up

1 will be the OEC. You can come forward, but we're
2 going to take a brief recess before we proceed. Thank
3 you.

4 SHORT BREAK TAKEN

5 CHAIRMAN: All right. Next up is the
6 OEC. As we begin with that agenda, I'd like to ask
7 everyone addressing the Board to please state and
8 spell their name for the court reporter. Also anyone
9 other than attorneys must be sworn before speaking.
10 Cyrus, you may proceed.

11 ATTORNEY PITRE: The OEC will present
12 ten matters today for the Board's consideration
13 consisting of one Consent Agreement, three
14 revocations, two suspensions and four involuntary
15 exclusions.

16 The first matter on that part of the
17 agenda is the Board's consideration of a Consent
18 Agreement between the OEC and Category I Licensee
19 Mountain View Thoroughbred Racing Association, doing
20 business as Hollywood Casino.

21 The Consent Agreement will be
22 presented by Assistant Enforcement Counsel Tamara
23 Haken. Representatives from Hollywood Casino are
24 present. At this time I request that those
25 individuals introduce themselves and anyone here not

1 as an attorney please stand and be sworn.

2 MR. HVIZDA: Good morning, Mr.
3 Chairman and the Board. Alex Hvizda, A-L-E-X,
4 H-V-I-Z-D-A.

5 MR. IHM: Good morning, Chairman.
6 Good morning Board. Dan Ihm, I-H-M.

7 ---

8 WITNESSES SWORN EN MASSE

9 ---

10 ATTORNEY HAKEN: Good morning,
11 Chairman, members of the Board. Tamara Haken,
12 H-A-K-E-N, with the OEC. This proposed Consent
13 Agreement involves an underage violation at Hollywood
14 Casino.

15 On February 11th, 2018 PGCB Bureau of
16 Compliance was notified that an underage violation had
17 occurred at Hollywood.

18 On that date it was discovered that an
19 underage individual had entered the casino at
20 approximately 2:54 a.m. presenting the identification
21 of another individual as her own. She was on the
22 gaming floor for approximately 1 hour and 30 minutes,
23 during which time she gamed various slot machines
24 intermittently for approximately 50 minutes of that
25 time. She then exited the casino and attempted to

1 reenter a few moments later, but was denied because
2 she did not present any identification.

3 She was seen returning to the parking
4 garage, where she was handed identification to use by
5 a companion, which she then tried to pass as her own
6 at the security podium. Because she was observed
7 accepting the identification card from her companion,
8 she was apprehended. The Pennsylvania State Police
9 arrived and issued the individual a citation.

10 Both the underage individual and her
11 accomplice were evicted from the casino until
12 July 7th, 2019. A written warning was issued to the
13 security officer that allowed the underage individual
14 access to the gaming floor. At this time the OEC
15 requests that the Board approve this Consent Agreement
16 between the parties.

17 The terms of the settlement include
18 that within five days of the Board's Order approving
19 this Consent Agreement, Hollywood Casino shall pay a
20 civil penalty of \$10,000.

21 Also within five days of the Board's
22 Order approving this Consent Agreement, Hollywood
23 shall pay the Board an administrative fee of \$2,500 in
24 connection with this matter. If you have any
25 questions, we'd be happy to take them at this time.

1 CHAIRMAN: Are there any comments from
2 Hollywood?

3 MR. HVIZDA: Yes, Mr. Chairman. Alex
4 Hvizda, Director of Compliance. I think these barred
5 ID issues are - are definitely difficult. We have
6 about 80,000 cardings each quarter.

7 In this case the individual did
8 present a valid ID. It was not her ID. While
9 normally in these cases we have our security team
10 members, they'll go right to a final written warning.

11 In this case since it was a valid ID
12 and the video showed that the security team member did
13 follow all of our directions about checking ID,
14 looking at it, looking at the person in front of
15 them -. She just was incorrect in her assessment that
16 this was that person.

17 I do want to note, though, that since
18 this happened back in February, we haven't had a
19 single minor incident since then. And just last week
20 our security team hit a hundred days without any minor
21 incidents.

22 So, every single person of our
23 Security Department got a \$100 bonus in their
24 paycheck. So, we're happy with that, but we'll -
25 we'll keep working on these RID incidents.

1 CHAIRMAN: I have a question. Just
2 curious. When you talk about a minor incident, I'm
3 just curious about the terminology. No, I know.

4 Yeah, not a play on words. That's -
5 that's too easy. Does that mean that no one
6 successfully got in?

7 MR. HVIZDA: Of which - of which we
8 have knowledge, yes.

9 CHAIRMAN: But is there some notion
10 of -? I'm just curious. That same period of time you
11 keep track of how many minors you turned away?

12 MR. HVIZDA: Yeah, we keep track of -
13 yep.

14 MR. IHM: Dan Ihm, I-H-M. We've had -
15 year to date we've had 126,000 people that we've
16 checked IDs. Of those we had 415 that were minors
17 that we turned away at the entrance.

18 And we also had 560 cases where we
19 turned people away because either, one, they did not
20 have an ID at all or they had an expired ID, which
21 probably represents about 80 percent of that 560
22 people that we've turned away.

23 So, again, year to date we had exactly
24 415 minors that we've turned away at the turnstile at
25 any one of our locations.

1 CHAIRMAN: I'm doing this mostly for
2 our education. It really has very little to do with
3 your case. When you say 400 whatever minors, are
4 these people who just tried to get in using a fake -
5 using a phony ID or just tried to get in and didn't
6 realize they weren't allowed to be there?

7 MR. IHM: It's - it's both. It's
8 because we have the track. In some cases we have
9 people that - that bring in minors and try to come
10 into the entrance, because they're not sure which
11 entrance to take -

12 CHAIRMAN: Okay.

13 MR. IHM: - into the track side. Some
14 of that is fake IDs -

15 CHAIRMAN: Uh-huh (yes).

16 MR. IHM: - that are caught and some -
17 like in this case people use somebody else's ID and
18 they're caught before they -.

19 CHAIRMAN: I guess I was just curious,
20 from your experience when you have whatever numbers of
21 hundreds of minors that you turn away, how much of
22 them are trying to deceive you as opposed to -

23 MR. IHM: Yeah.

24 CHAIRMAN: - the things you describe?
25 I don't need exact numbers. I'm just trying to get a

1 flavor. As opposed to people trying to get to the
2 track who didn't realize where they were or didn't
3 understand that you couldn't be under this age to get
4 in there, that kind of stuff.

5 MR. HVIZDA: Yeah, the deception was -
6 are - are not a huge - a huge amount of them. And
7 just in general the amount of minors we've had to turn
8 away has decreased substantially over the last couple
9 of years.

10 I know - I can't remember if it was
11 last year or the year before that the Board did a - a
12 publicity campaign. There's a billboard on 81 North
13 about the consequences of - of underage trying to get
14 into a casino. And so it has come down substantially.
15 You know, kids will be kids, though, and they're
16 always going to try.

17 What we do is whenever we have a - a
18 minor turn away from entrance, the security officer
19 radios to surveillance. It goes out to all the
20 security team members and it is broadcast
21 surveillance, so that they get eyes on that person
22 until they come off the property.

23 So, by way of example only - there's
24 another one in February where a gentleman wanted to
25 bring his son to the steakhouse, which is in the

1 middle of the gaming floor.

2 So, 21 - anybody under 21 can't go
3 there. He was turned away from the valet entrance,
4 our main entrance. And they - the gentleman and his
5 son tried to go in at the second floor entrance. And
6 we were able to stop them there and explain to them
7 it's - it's not how you get there, it's the fact that
8 you can't come on the floor at all.

9 So, it's a lot of that like - like Dan
10 said. With the track being 18, and it brings out a
11 lot of families, sometimes they'll just want to come
12 in to get the kid an ice cream or something like that.
13 And we have to explain, you know, even if the kid is
14 six and holding your hand they still can't come - come
15 in on the floor.

16 CHAIRMAN: I don't want that
17 six-year-old playing the slots. Thank you very much.

18 Are there other questions or comments
19 from the Board? Hearing none, may I have a motion?

20 MR. KERNODLE: Mr. Chairman, I move
21 that the Board approve the Consent Agreement between
22 the OEC and Mountain View Thoroughbred Racing
23 Associates described by the OEC.

24 MR. LOGAN: Second.

25 CHAIRMAN: All in favor?

1 AYES RESPOND

2 CHAIRMAN: All opposed? Motion's
3 adopted. Thank you.

4 MR. IHM: Thank you.

5 ATTORNEY PITRE: The next five matters
6 on the agenda consists of enforcement actions in which
7 the OEC filed complaints seeking the revocation of
8 three Non-Gaming Employee Registrations and a
9 suspension of two Gaming Employee Occupation Permits,
10 which were issued by the Board.

11 Each complaint has been filed with the
12 Board's Office of Hearings and Appeal and properly
13 served upon the person named in each complaint. The
14 person named in each complaint failed to respond
15 within 30 days as required by Board regulation.

16 As a result the OEC filed a request
17 for default judgment and properly served the same upon
18 each named individual. Therefore, the facts in each
19 complaint are deemed admitted.

20 All filed documents have been provided
21 to the Board and the matters are presently ripe for
22 the Board's consideration. In each instance we'll
23 provide a summary of the facts and request the
24 appropriate Board action.

25 ATTORNEY MILLER: Good morning.

1 Dustin Miller, on behalf of OEC. The next matter
2 today is a request for revocation involving Conchita
3 Davenport.

4 Ms. Davenport was employed as an
5 Environmental Services Worker at Rivers Casino and
6 registered as a Non-Gaming Employee. The OEC had
7 filed an enforcement complaint to revoke Ms.
8 Davenport's Non-Gaming Employee Registration after she
9 was observed taking the cellular phone of a patron on
10 January 2nd, 2018.

11 The cellular phone was recovered and
12 returned to the patron. Ms. Davenport was terminated
13 for her actions. Based upon the foregoing, the OEC
14 asks that the Board consider the revocation of
15 Conchita Davenport's Non-Gaming Employee Registration.

16 CHAIRMAN: Questions or comments from
17 the Board? May I have a motion?

18 MR. LOGAN: Mr. Chairman, I move the
19 Board approve the revocation of Conchita Davenport's
20 Non-Gaming Employee Registration as described by the
21 OEC.

22 MS. MANDERINO: Second.

23 CHAIRMAN: All in favor?

24 AYES RESPOND

25 CHAIRMAN: All opposed? The motion's

1 adopted.

2 ATTORNEY TEPPER: Morning, Chairman
3 Barasch, members of the Board. David Tepper,
4 T-E-P-P-E-R, on behalf of the OEC. Next on the agenda
5 is a request to revoke Matthew Borer's Non-Gaming
6 Employee Registration.

7 While working as a bartender at Mount
8 Airy, Mr. Borer engaged in a scheme to defraud Mount
9 Airy of money and instead diverted to his tip jar.

10 As a result of this conduct, Mr. Borer
11 was criminally charged and pled guilty to one count of
12 disorderly conduct. At this time the OEC request that
13 the Board revoke the Non-Gaming Employee Registration
14 of Matthew Borer.

15 CHAIRMAN: Questions or comments from
16 the Board? May I have a motion?

17 MS. MANDERINO: Mr. Chairman, I move
18 the Board approve the revocation of Matthew Borer's
19 Non-Gaming Employee Registration as described by the
20 OEC.

21 MS. REITZEL: Second.

22 CHAIRMAN: All in favor?

23 AYES RESPOND

24 CHAIRMAN: All opposed? Motion's
25 adopted.

1 ATTORNEY MILLER: Next on the Board's
2 agenda for the Board's consideration is a complaint to
3 revoke Paul Delvalle's Non-Gaming Employee
4 Registration for engaging in unsuitable behavior by
5 not ringing up all sales and taking money that
6 belonged to SugarHouse Casino while employed there as
7 a fast food cashier.

8 Mr. Delvalle was terminated from
9 SugarHouse Casino for his actions. He is not
10 currently employed in Pennsylvania's gaming industry.
11 Accordingly the OEC requests the Board revoke Mr.
12 Delvalle's Non-Gaming Employee Registration.

13 CHAIRMAN: Questions or comments from
14 the Board? May I have a motion?

15 MS. REITZEL: Mr. Chairman, I move
16 that the Board approve the revocation of Paul
17 Delvalle's Non-Gaming Employee Registration as
18 described by the OEC.

19 MR. SANTONI: Second.

20 CHAIRMAN: All in favor?

21 AYES RESPOND

22 CHAIRMAN: All opposed? The motion's
23 adopted.

24 ATTORNEY KOLESAR: Good morning,
25 Chairman, members of the Board. Sarah Kolesar,

1 K-O-L-E-S-A-R, Assistant Enforcement Counsel with the
2 OEC. The next matter on the agenda for the Board's
3 consideration is the suspension of the Gaming Employee
4 Permit issued to Raeann Sims, for being arrested and
5 criminally charged with a felony criminal trespass
6 offense in a misdemeanor simple assault offense that
7 stemmed from an incident where Ms. Sims went to a
8 residence of another person uninvited and entered into
9 a verbal and physical altercation with that resident.

10 According to the criminal docket -
11 according to the criminal docket, the charges are
12 still pending. At this time the OEC requests that the
13 Board suspend the Gaming Employee Permit issued to Ms.
14 Sims.

15 CHAIRMAN: Questions or comments from
16 the Board? May I have a motion?

17 MR. SANTONI: Mr. Chairman, I move
18 that the Board approve the suspension of Raeann Sims'
19 Gaming Employee Occupation Permit as described by the
20 OEC.

21 MR. JEWELL: Second.

22 CHAIRMAN: All in favor?

23 AYES RESPOND

24 CHAIRMAN: All opposed? The motion's
25 adopted.

1 ATTORNEY GABRIELLE: Good morning, Mr.
2 Chairman and members of the Board. Ashley Gabrielle,
3 G-A-B-R-I-E-L-L-E, Assistant Enforcement Counsel with
4 the OEC. Next on the agenda for the Board's
5 consideration is a complaint seeking the suspension of
6 the Gaming Employee Permit issued to Long Tong.

7 Mr. Tong is a Dealer at Valley Forge
8 Casino Resort in King of Prussia, Pennsylvania accused
9 of knowingly accepting \$4,000 worth of counterfeit
10 \$100 bills from an acquaintance while dealing Spanish
11 21 Blackjack at Valley Forge on November 7th, 2017.

12 He was arrested on February 8th, 2018
13 and currently has felony-related criminal charges
14 related to this incident that are pending. Valley
15 Forge has suspended Tong's employment pending Order of
16 the Board. At this time the OEC requests that the
17 Board suspend the Gaming Employee Permit issued to
18 Long Tong.

19 CHAIRMAN: Questions or comments from
20 the Board? May I have a motion?

21 MR. JEWELL: Mr. Chairman, I move that
22 the Board approve the suspension of Long Tong's Gaming
23 Employee Occupation Permit as described by the OEC.

24 MR. KERNODLE: Second.

25 CHAIRMAN: All in favor?

1 AYES RESPOND

2 CHAIRMAN: All opposed? The motion's
3 adopted.

4 ATTORNEY PITRE: The remaining matters
5 on the agenda consist of enforcement actions in which
6 the OEC filed petitions seeking the Involuntary
7 Exclusion of individuals whose presence in a licensed
8 facility are inimical to the interest of the
9 Commonwealth and their licensed gaming therein.

10 In each instance the Petition for
11 Exclusion has been filed with the Board's Office of
12 Hearings and Appeal and properly served upon the
13 individual named in the petition. The individual
14 named in the petition failed to respond within 30 days
15 as required by Board regulation.

16 As a result, the OEC filed a request
17 for default judgment in each instance and properly
18 served the same upon each named individual.
19 Therefore, all facts in each petition are deemed
20 admitted. All filed documents have been provided to
21 the Board. And the matters are presently ripe for the
22 Board's consideration.

23 In each instance if the Board orders a
24 proposed exclusion, each individual's photo, personal
25 identifiers and a summary of the inimical conduct will

1 be placed on the Board's public website.

2 ATTORNEY GABRIELLE: Ashley Gabrielle,
3 G-A-B-R-I-E-L-L-E. The next matter on the agenda for
4 the Board's consideration is a Petition for the
5 Exclusion of Daniel Lewis.

6 Mr. Lewis has a history of disrupting
7 gaming operations at SugarHouse Casino in
8 Philadelphia, Pennsylvania and Parx Casino in
9 Bensalem, Pennsylvania, which resulted in his permit
10 eviction from SugarHouse and a temporary eviction from
11 Parx.

12 During the last two years Mr. Lewis
13 has panhandled on the gambling floor at SugarHouse,
14 removed his bet after the wager was determined to be a
15 losing wager while gaming at SugarHouse, violated the
16 SugarHouse eviction eight times -. Failed to follow
17 the rules of the game while playing craps at Parx and
18 was found intoxicated at Parx on two occasions.

19 Mr. Lewis was cited with defiant
20 trespass four times for violating the SugarHouse
21 eviction. At this time the OEC requests that the
22 Board exclude Daniel Lewis.

23 CHAIRMAN: Questions or comments from
24 the Board? May I have a motion?

25 MR. KERNODLE: Mr. Chairman, I move

1 that the Board approve the addition of Daniel Lewis to
2 the PGCB Involuntary Exclusion List as described by
3 the OEC.

4 MR. LOGAN: Second.

5 CHAIRMAN: All in favor?

6 AYES RESPOND

7 CHAIRMAN: All opposed? The motion's
8 adopted.

9 ATTORNEY MILLER: Dustin Miller once
10 again on behalf of the OEC. The next matter today is
11 a request for placement on the Board's Excluded
12 Persons List involving Brad Reed.

13 The OEC filed a petition to place Mr.
14 Reed on the Exclusion List due to an incident that
15 occurred on October 8th, 2017. On that date Mr. Reed
16 punched the monitor of a slot machine, causing it to
17 shatter. This was at Rivers Casino.

18 Mr. Reed was charged with criminal
19 mischief by Pennsylvania State Police for his actions.
20 He pleaded guilty to that charge on November 16th,
21 2017. Based upon the foregoing, the OEC asks that the
22 Board place Brad Reed on the Board's Excluded Persons
23 List.

24 CHAIRMAN: Questions or comments from
25 the Board? May I have a motion?

1 MR. LOGAN: Mr. Chairman, I move that
2 the Board approve the addition of Brad Reed to the
3 PGCB Involuntary Exclusion List as described by the
4 OEC.

5 MS. MANDERINO: Second.

6 CHAIRMAN: All in favor?

7 AYES RESPOND

8 CHAIRMAN: Opposed? The motion's
9 adopted.

10 ATTORNEY KOLESAR: Once again, Sarah
11 Kolesar with the OEC. The next matter for the Board's
12 consideration is the Involuntary Exclusion of Eric
13 Golden.

14 On November 21st, 2017 Mr. Golden
15 engaged in cheating while playing Blackjack by capping
16 his \$25 bet with a \$25 chip after the winning hand had
17 been determined. As a result of this action, he
18 received \$50, to which he was not entitled to, prior
19 to security personnel being notified of his action.

20 While security personnel escorted Mr.
21 Golden from the gaming floor, he dropped two bags of
22 marijuana on the casino floor and was subsequently
23 charged with one count of misdemeanor marijuana
24 possession. Mr. Golden paid restitution in the amount
25 of \$50 and was issued a permanent ban from the Meadows

1 Casino. As a result, OEC requests that the Board
2 issue an Order placing Eric Golden on the Involuntary
3 Exclusion List.

4 CHAIRMAN: Questions or comments from
5 the Board? May I have a motion?

6 MS. MANDERINO: Mr. Chairman, I move
7 the Board approve the addition of Eric Golden to the
8 PGCB Involuntary Exclusion List as described by the
9 OEC.

10 MS. REITZEL: Second.

11 CHAIRMAN: All in favor?

12 AYES RESPOND

13 CHAIRMAN: All opposed? Motion's
14 adopted.

15 ATTORNEY KOLESAR: The next matter for
16 the Board's consideration is the Involuntary Exclusion
17 of Linda Molinaro.

18 On September 22nd, 2017 Ms. Molinaro
19 was charged with one count of misdemeanor theft of
20 lost property for picking up an envelope from the
21 floor of the Meadows Casino that contained
22 approximately \$1,200 to \$1,500 belonging to another
23 patron.

24 Ms. Molinaro was issued a permanent
25 ban from the Meadows and restitution was not paid. At

1 this time OEC request that the Board issue an Order
2 placing Linda Molinaro on the Involuntary Exclusion
3 List.

4 CHAIRMAN: Questions or comments from
5 the Board? May I have a motion?

6 MS. REITZEL: Mr. Chairman, I move
7 that the Board approve the addition of Linda Molinaro
8 to the PGCB Involuntary Exclusion List as described by
9 the OEC.

10 MR. SANTONI: Second.

11 CHAIRMAN: All in favor?

12 AYES RESPOND

13 CHAIRMAN: All opposed? Motion's
14 adopted.

15 ATTORNEY PITRE: Thank you. That
16 concludes our business.

17 CHAIRMAN: Thank you all. That
18 concludes today's business for this meeting. Our next
19 public meeting will be held on Wednesday, June 27th at
20 10:00 a.m. in this room. May I have a motion to
21 adjourn?

22 MR. SANTONI: Mr. Chairman, I move we
23 adjourn.

24 MR. JEWELL: Second.

25 CHAIRMAN: All in favor?

1 AYES RESPOND

2 CHAIRMAN: Opposed? The motion's
3 adopted. We are adjourned. Thank you.

4 * * * * *

5 MEETING CONCLUDED AT 12:00 P.M.

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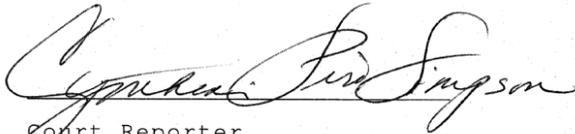
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CERTIFICATE

I hereby certify that the foregoing proceedings, meeting held before Chairman Barasch, was reported by me on 5/30/2018 and that I, Cynthia Piro Simpson, read this transcript, and that I attest that this transcript is a true and accurate record of the proceeding.

Dated the 21st day of June, 2018


Court Reporter
Cynthia Piro Simpson